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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

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Attorneys for Defendant
HOME DEPOT U.S.A., INC.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

TOMIKA BRAY KIDWELL,

Plaintiff,

vs.

HOME DEPOT U.S.A., INC.,

Defendant.

CASE NO. 3:06-CV-00654-RAM

**STIPULATION AND [PROPOSED]
ORDER TO DISMISS ENTIRE ACTION
WITH PREJUDICE**

IT IS HEREBY STIPULATED by and between plaintiff Tomika Bray-Kidwell ("Plaintiff"), and Defendant Home Depot U.S.A., Inc. ("Defendant"), by and through their respective counsel of record, that all claims for relief in the above-captioned action brought by Plaintiff be and hereby are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1).

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 FROM : HARDY LAW GROUP FAX NO. : 775.322.2303 Dec. 03. 2008 08:56AM P3

1 IT IS FURTHER STIPULATED that the parties agree to bear their own costs and
 2 attorneys' fees.

3
 4 DATED: December 2, 2008

PAYNE & FEARS LLP

5
 6 By: 

ANDREW J. JARAMILLO

7 Attorneys for Defendant
 8 HOME DEPOT U.S.A., INC.

9 DATED: December __, 2008

HARDY LAW GROUP

10
 11 By: 

IANE E. SILVERBERG

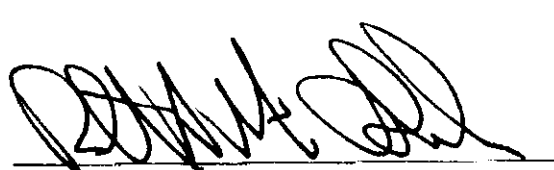
12 Attorneys for Plaintiff
 13 TOMIKA BRAY-KIDWELL

14 **ORDER**

15
 16 IT IS HEREBY ADJUDGED, ORDERED AND DECREED that this action be dismissed
 17 with prejudice, with each party to bear their own attorney's fees and costs to achieve said
 18 dismissal.

19 IT SO ORDERED.

20
 21 DATED: 12-3-08

22 
 23 THE HONORABLE ROBERT A. McQUAID JR.
 24 UNITED STATES MAGISTRATE JUDGE
 25
 26
 27
 28

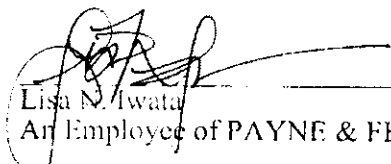
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CERTIFICATE OF SERVICE

Tomika Bray Kidwell v. Home Depot U.S.A., Inc.
U.S.D.C. Case No. 3:06-CV-0654-LRH-RAM

I hereby certify that on December 3, 2008, service of the foregoing, **STIPULATION AND [PROPOSED] ORDER TO DISMISS ENTIRE ACTION WITH PREJUDICE** was made this date by facsimile and first class mail by mailing a true and correct copy of same to the party addressed as follows:

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